| 1  | Richard M. Heimann (State Bar No. 63607)                                      |  |  |
|----|---|--|--|
|    | Kelly M. Dermody (State Bar No. 171716)                                       |  |  |
| 2  | Eric B. Fastiff (State Bar No. 182260) Brendan Glackin (State Bar No. 199643) |  |  |
| 3  | Dean Harvey (State Bar No. 250298)<br>Anne B. Shaver (State Bar No. 255928)   |  |  |
| 4  | Lisa J. Cisneros (State Bar No. 251473)                                       |  |  |
| 5  | LIEFF CABRASER HEIMANN & BERNST 275 Battery Street, 29th Floor                | TEIN, LLP  |  |
| 6  | San Francisco, California 94111-3339<br>Telephone: 415.956.1000               |  |  |
|    | Facsimile: 415.956.1008   |  |  |
| 7  | Joseph R. Saveri (State Bar No. 130064)                                       |  |  |
| 8  | James D. Dallal (State Bar No. 277826)<br>JOSEPH SAVERI LAW FIRM              |  |  |
| 9  | 255 California, Suite 450   |  |  |
| 10 | San Francisco, California 94111<br>Telephone: 415.500.6800                    |  |  |
| 11 | Facsimile: 415.500.6803   |  |  |
| 12 | Co-Lead Class Counsel   |  |  |
|    | UNITED STATES DISTRICT COURT  |  |  |
| 13 | NORTHERN DISTRICT OF CALIFORNIA   |  |  |
| 14 | SAN JOSE DIVISION   |  |  |
| 15 | IN RE: HIGH-TECH EMPLOYEE   | Master Docket No. 11-CV-2509-LHK                                 |  |
| 16 | ANTITRUST LITIGATION  | DECLARATION OF BRENDAN P.  |  |
| 17 | THIS DOCUMENT RELATES TO:   | GLACKIN IN SUPPORT OF PLAINTIFFS'                                |  |
| 18 | All Actions   | REPLY IN SUPPORT OF MOTION TO EXCLUDE EXPERT TESTIMONY           |  |
| 19 |   | PROFFERED BY DEFENDANTS  |  |
|    |   | Date: March 20 and 27, 2014                                      |  |
| 20 |   | Time: 1:30 pm  |  |
| 21 |   | Courtroom: 8, 4 <sup>th</sup> Floor Judge: Honorable Lucy H. Koh |  |
| 22 |   |  |  |
| 23 | Partially Filed Under Seal  |  |  |
| 24 | <u>- 32 3332,</u>   | <u> </u>   |  |
| 25 |   |  |  |
| 26 |   |  |  |
|    |   |  |  |
| 27 |   |  |  |
| 28 |   |  |  |
|    | I   |  |  |

1163052.1

GLACKIN DECLARATION NO. 11-CV-2509-LHK

| 1  | I, Brendan P. Glackin, declare:   |  |
|----|---|--|
| 2  | I am a partner in the law firm of Lieff, Cabraser, Heimann & Bernstein, LLP, a member of              |  |
| 3  | the State Bar of California, and admitted to practice before the United States District Court for th  |  |
| 4  | Northern District of California (and other courts). I am one of the counsel for the Plaintiffs in thi |  |
| 5  | action. I make this declaration based on my own personal knowledge.                                   |  |
| 6  | I. <u>Deposition Excerpts</u>   |  |
| 7  | 1. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the October               |  |
| 8  | 26, 2012, Deposition of Edward E. Leamer, Ph.D.   |  |
| 9  | II. <u>Defendants' Interrogatory Responses</u>  |  |
| 10 | 2. Attached hereto as Exhibit 2 is a true and correct copy of Google Inc.'s Supplemental              |  |
| 11 | Responses to Plaintiffs' Second Set of Interrogatories, dated March 29, 2013.                         |  |
| 12 | 3. Attached hereto as Exhibit 3 is a true and correct copy of a redline comparison of                 |  |
| 13 | Google's Supplemental Responses to Plaintiffs' Second Set of Interrogatories, dated March 29,         |  |
| 14 | 2013 and Google's Responses to Plaintiffs' Second Set of Interrogatories, dated April 6, 2012.        |  |
| 15 | 4. Attached hereto as Exhibit 4 is a true and correct copy of a redline comparison of                 |  |
| 16 | Intel's Supplemental Responses to Plaintiffs' Second Set of Interrogatories, dated March 12, 2013     |  |
| 17 | and Intel's Responses to Plaintiffs' Second Set of Interrogatories, dated April 6, 2012.              |  |
| 18 | 5. Defendants Apple Inc. and Intel Corp. did not provide verifications to their April 6,              |  |
| 19 | 2012, Responses to Plaintiffs' Second Set of Interrogatories.   |  |
| 20 | Executed February 27, 2014, in San Francisco, California.   |  |
| 21 | /s/ Brendan P. Glackin  |  |
| 22 | Brendan P. Glackin  |  |
| 23 |   |  |
| 24 |   |  |
| 25 |   |  |
| 26 |   |  |
| 27 |   |  |
| 28 |   |  |

- 1 -